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**BEFORE THE  
DIVISION OF MEDICAL QUALITY  
MEDICAL BOARD OF CALIFORNIA  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

**In the Matter of the Investigation of:**

**WILLIAM E. BAUMZWEIGER, M.D.**  
**aka WILLIAM E. BAUMZWEIGER-BAUER, M.D.**

**Physician's and Surgeon's  
Certificate No. G19134**

**Respondent.**

**File No. 18-2000-110508**

**DECISION**

The attached Stipulated Settlement and Section 822 Order is hereby adopted as the Decision and Order of the Division of Medical Quality of the Medical Board of California, Department of Consumer Affairs, State of California.

**This Decision shall become effective at 5:00 p.m. on September 6, 2002.**

**IT IS SO ORDERED August 7, 2002.**

**MEDICAL BOARD OF CALIFORNIA**

By: *Lorie G. Rice*  
Lorie G. Rice, Chair  
Panel A  
Division of Medical Quality

1 BILL LOCKYER, Attorney General  
of the State of California  
2 SANFORD FELDMAN, State Bar No. 47775  
Deputy Attorney General  
3 California Department of Justice  
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4 San Diego, California 92101  
5 P.O. Box 85266  
San Diego, California 92186-5266  
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7  
8 Attorneys for Complainant

9  
10 **BEFORE THE**  
**DIVISION OF MEDICAL QUALITY**  
**MEDICAL BOARD OF CALIFORNIA**  
11 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

12 In the Matter of the Investigation of:

Case No. 18-2000-110508

13 WILLIAM E. BAUMZWEIGER, M.D.  
14 aka WILLIAM E. BAUMZWEIGER-BAUER,  
M.D.  
15 18375 Ventura Blvd., #513  
Tarzana, CA 91536

**STIPULATED SETTLEMENT  
AND SECTION 822 ORDER**

16 Physician's and Surgeon's  
Certificate No. G19134

17  
18 Respondent.

19 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the  
20 above-entitled proceedings that the following matters are true:

21 **PARTIES**

22 1. Ron Joseph, the Executive Director of the Medical Board of California,  
23 Department of Consumer Affairs, enters into this Stipulation solely in his official capacity. He  
24 is represented in this matter by Bill Lockyer, Attorney General of the State of California, by  
25 Sanford Feldman, Supervising Deputy Attorney General.

26 2. Respondent WILLIAM E. BAUMZWEIGER aka WILLIAM E.  
27 BAUMZWEIGER-BAUER, M.D. ("Respondent") is represented in this matter by attorney  
28 Henry Lewin, whose address is LEWIN & LEVIN, 11377 W. Olympic Blvd., Fifth Floor, Los

1 Angeles, CA 90064-1683. Respondent has consulted with and has been advised regarding this  
2 stipulation by Mr. Lewin.

3 3. On or about September 10, 1970, the Medical Board of California,  
4 Department of Consumer Affairs ("Board") issued Physician's and Surgeon's Certificate  
5 No. G19134 to Respondent. The Physician's and Surgeon's Certificate will expire on May 31,  
6 2003 unless renewed.

#### 7 JURISDICTION

8 4. Respondent is the subject of Medical Board ("Board") Investigation  
9 No. 18-2000-110508. The investigation relates to allegations that respondent is unable to  
10 practice medicine safely due to physical and mental impairment.

#### 11 ADVISEMENT AND WAIVERS

12 5. Respondent has discussed with his counsel the nature of the Board's  
13 investigation and the effects of this Stipulated Settlement and Section 822 Order.

14 6. Respondent is fully aware of his legal rights in this matter, including the  
15 right to a hearing on the charges and allegations; the right to be represented by counsel, at his  
16 own expense; the right to confront and cross-examine the witnesses against him; the right to  
17 present evidence and to testify on his own behalf; the right to the issuance of subpoenas to  
18 compel the attendance of witnesses and the production of documents; the right to reconsideration  
19 and court review of an adverse decision; and all other rights accorded by the California  
20 Administrative Procedure Act and other applicable laws.

21 7. Respondent voluntarily, knowingly, and intelligently waives and gives up  
22 each and every right set forth above.

#### 23 CULPABILITY

24 8. Respondent understands the nature and scope of the Board's investigation  
25 into his conduct. Respondent acknowledges that the Board could establish a prima facie case in  
26 support of its contention respondent suffers from mental or physical illness that impairs his  
27 ability to practice medicine safely. Respondent understands that if it is proven at a hearing that

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1 he suffers from such impairment, the Division of Medical Quality can take action against his  
2 Physician's and Surgeon's Certificate.

3 9. Respondent hereby agrees and stipulates the Board may enter the  
4 following Order suspending his right to practice medicine pursuant to Section 822.

5 CONTINGENCY

6 10. This stipulation shall be subject to the approval of the Division.  
7 Respondent understands and agrees that Board's staff and counsel for complainant may  
8 communicate directly with the Division regarding this stipulation and settlement, without notice  
9 to or participation by Respondent or his counsel. If the Division fails to adopt this stipulation as  
10 its Order, except for this paragraph, the Stipulated Settlement and Section 822 Order shall be of  
11 no force or effect, and it shall be inadmissible in any legal action between the parties, and the  
12 Division shall not be disqualified from further action in this matter by virtue of its consideration  
13 of this stipulation.

14 11. The parties agree that facsimile copies of this Stipulated Settlement and  
15 Section 822 Order, including facsimile signatures thereto, shall have the same force and effect as  
16 original Stipulated Settlement and Section 822 Order and signatures.

17 12. In consideration of the foregoing admissions and stipulations, the parties  
18 agree that the Division shall, without further notice or formal proceeding, issue and enter the  
19 following Order:

20 ORDER

21 **IT IS HEREBY ORDERED** that, pursuant Section 822 of the Business and  
22 Professions Code, Physician's and Surgeon's Certificate No. G 19134, issued to respondent  
23 WILLIAM E. BAUMZWEIGER aka WILLIAM E. BAUMZWEIGER-BAUER, M.D., is  
24 suspended upon the effective date of this Decision and shall remain suspended until the Division  
25 determines that it has received competent evidence of the absence or control of the condition or  
26 conditions that impair his ability to practice medicine safely, and until it is satisfied that, with  
27 due regard for the public health and safety, respondents right to practice medicine should be  
28 reinstated.

1                                    TERMS AND CONDITIONS FOR REINSTATEMENT

2                    Within six months prior to respondent seeking termination of his suspension, he  
3 must satisfy the following requirements.

4                    1.     ORAL CLINICAL OR WRITTEN EXAM   Respondent shall take and  
5 pass an oral clinical exam or written exam in a subject to be designated and administered by the  
6 Division or its designee. If respondent fails the first examination, respondent shall be allowed to  
7 take and pass a second examination, which may consist of a written as well as an oral  
8 examination. The waiting period between the first and second examinations shall be at least  
9 three (3) months. If respondent fails to pass the first and second examinations, respondent may  
10 take a third and final examination after waiting a period of one (1) year. The respondent shall  
11 pay the costs of all examinations. For purposes of this condition, if respondent is required to take  
12 and pass a written exam, it shall be either the Special Purpose Examination (SPEX) or equivalent  
13 examination as determined by the Division or its designee.

14                    2.     PSYCHIATRIC EVALUATION   Respondent shall undergo a psychiatric  
15 evaluation (and psychological testing, if deemed necessary) by a Division-appointed psychiatrist,  
16 who shall furnish an evaluation report to the Division or its designee. The respondent shall pay  
17 the cost of the psychiatric evaluation.

18                    3.     MEDICAL EVALUATION   Respondent shall undergo a medical  
19 evaluation by a Division-appointed physician who shall furnish a medical report to the Division or  
20 its designee. The respondent shall pay the cost of the medical evaluation.

21                                    SURRENDER OF LICENSE

22                    Respondent may voluntarily tender his certificate for surrender to the Division. The  
23 Division reserves the right to evaluate the respondent's request and to exercise its discretion  
24 whether to grant the request, or to take any other action deemed appropriate and reasonable under  
25 the circumstances. Upon formal acceptance of the tendered license, respondent will not longer  
26 be subject to the terms and conditions of this Decision and will no longer be licensed as a  
27 Physician and Surgeon in California.

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1 FAILURE TO OBTAIN RELIEF FROM SUSPENSION

2 If respondent fails to complete the foregoing conditions for reinstatement within  
3 five years of the effective date of this decision, his license shall be deemed surrendered.

4 WAIVER OF STATUTE OF LIMITATIONS

5 If for any reason this Stipulated Settlement is set aside, respondent agrees that the  
6 statutes of limitations as to matters now under investigation is tolled during the period between  
7 the effective date of this settlement and the time it is set aside. In addition, respondent agrees not  
8 to assert a laches defense to any matters now under investigation based the passage of time that  
9 occurs between the effective date of this settlement and the time it is set aside.

10 ACCEPTANCE

11 I have carefully read the above Stipulated Settlement and Section 822 Order. I  
12 understand the effect this stipulation will have on my Physician's and Surgeon's Certificate,  
13 including the fact that I am not permitted to practice medicine while my license is suspended. I  
14 enter into this Stipulated Settlement voluntarily, knowingly and intelligently and agree to be  
15 bound by the Section 822 Order and Decision of the Division. I further agree that a facsimile  
16 copy of this Stipulated Settlement and Section 822 Order, including facsimile copies of  
17 signatures, may be used with the same force and effect as the originals.

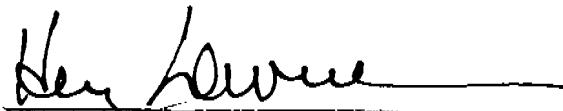
18 DATED 6/18/02

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20 WILLIAM E. BAUMZWEIGER aka WILLIAM E.  
21 BAUMZWEIGER-BAUER, M.D.  
22 Respondent

23 I have reviewed this stipulation with my client, WILLIAM E. BAUMZWEIGER  
24 aka WILLIAM E. BAUMZWEIGER-BAUER, M.D., and consulted with him regarding its effect  
25 on his medical license.

26 DATED 6/17/02

27 

28 HENRY LEWIN, ESQ.  
Attorney for Respondent

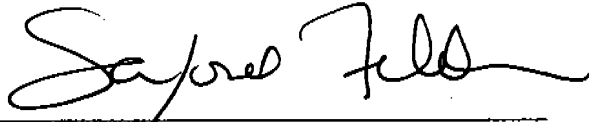
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ENDORSEMENT

The foregoing Stipulated Settlement and Section 822 Order is hereby respectfully submitted for consideration by the Division of Medical Quality, Medical Board of California of the Department of Consumer Affairs.

DATED: 6/24/02

BILL LOCKYER, Attorney General  
of the State of California



Sanford Feldman  
Attorneys for Ron Joseph

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